GOVERNMENT OF MYSORE

FOOD, CIVIL SUPPLIES AND LABOUR DEPARTMENT (LABOUR)

Labour Dispute .—Industrial Dispute between the Workmen and the Management of M/s. A. Rama Chetty & Sons, Cloth Merchant, Sayyaji Rao Road, K. R. Circle, Mysore.

Award of the Labour Court, Bangalore—Published.

Read the following papers:—

(1) Letter No. 934/67-68, dated 27th November 1967 from Sari P. T. Kadkol, Presiding Officer, Labour Court, Bangalore.

BEFORE THE PRESIDING OFFICER, LABOUR COURT, BANGALORE.

Dated this 27th day of November 1967.

Present:

Sri P. T. Kadkol, B.Sc., LL.B. ... Presiding Officer.

Ref. No. 45 of 1967.

Workmen represented by the Secertary, Mysore Divison General Labour Union, Clock Tower Square, Mysore-1... *I Party.*

Vs.

The Management of M/s. A. Rama Chetty & Sons, Cloth Merchant, Sayyaji Rao Road, K. R. Circle, Mysore ... *II Party.*

Reference:

Government Order No. LMA 288 LLD 67, dated 15 th June 1967.

AWARD.

The Government of Mysore being of opinion that an industrial dispute exists between the workmen and the management of M/s. A. Rama Chetty & Sons, Mysore have referred it to this Court for adjudication under Section 10 (1) (c) of the Industrial Disputes Act, 1947 by their Order No. LMA 288

LLD 67, dated 15th June 1967, setting out the following points of dispute for adjudication:—

"Is the Management of M/s. A. Rama Chetty & Sons, Cloth Merchant, Sayyaji Rao Road, Mysore justified in terminating the services of Sri P. Appaji, an employee. If not, is he entitled for reinstement with back wages and continuity of service or to any other relief?"

2. The cause of the aggrieved workman Sri P. Appaji has been sponsored by the Mysore Division General Labour Union, Mysore which is a registered Union. This Union as representing the workmen is the first party and the management of M/s. A. Rama Chetty & Sons is the Second party in this proceeding.

3. In response to the notice issued by the court the first party put in its statement of claims dated 29th June 1967 and the management of the second party put in its statement of objections on 5th August 1967. On the basis of the pleadings some issues were framed and set down for hearing on 12th September 1967 (*vide* Order Sheet).

4. On 8th November 1967 during the course of the evidence of W. W. 1 Sri P. Appaji, the parties arrived at a settlement and filed a joint memorandum of settlement which was marked Ex. A. I have gone through the terms of settlement. In view of the statement of the case made before me by the parties and also the pleadings, I am of opinion that the terms of settlement now arrived at are quite fair and reasonable. I accept the same.

5. In the result, I pass the following Award.

AWARD

Reference accepted. Award is made between the parties in terms of the memorandum of settlement Ex. A which should be annexed to this Award and be deemed as forming part thereof. I order each party to bear its own cost.

(Sd.) P. T. KADKOL,
Presiding Officer,
Labour Court, Bangalore.

"COPY"

P. T. KADKOL,
Presiding Officer,
Labour Court, Bangalore.

BEFORE THE PRESIDING OFFICER, LABOUR COURT, BANGALORE AT MYSORE.

Reference No. 45 of 1967

First Party.	*Second Party.*
Workmen represented by the Secretary, Mysore Division General Labour Union, Mysore.	The Management of A. Rama-Chetty & Sons, Lakshmi-vilas, Mysore.

MEMORANDUM OF SETTLEMENT

The Second Party agrees to delete the mahazar drawn up on 24th August 1966 against Sri Appaji and also agree to drop the allegations against Sri Appaji. It is also further agreed that the termination of Sri Appaji shall be treated as retrenched from service.

The Second Party agrees that the account of Sri Appaji in ledger folio No. 563, dated 6th September 1966 is fully realised. The first party agrees not to press his claim for reinstatement with back wages and retrenchment compensation and one month's salary in lieu of notice.

Both the parties pray that the reference be rejected without costs and an award may be passed in terms of the settlement.

Mysore. (Sd.) P. Appaji *First Party*
Dated : 8—11—1967.

(Sd.) S. R. Sastry, 8-11-1967
President, I Party Union.

For Second Party
(Sd.) Desai Suryanarayana
8-11-1967.

Filed, Recorded and marked Ex. A.
Intd. P. T. K.
8-11-1967.

"COPY"

P. T. KADKOL.
Presiding Officer,
Labour Court, Bangalore.
27-11-1967.

ORDER.

Bangalore, dated 4th December 1967.

S. O. 2380.—WHEREAS by State Government Order No. LMA 288 LLD 67, dated 15th June 1967, the Industrial Dispute between the Workmen and the Management of M/s. A. Rama Chetty & Sons, Cloth Merchant, Sayyaji Rao Road, K. R. Circle, Mysore was referred to the Labour Court, Bangalore for adjudication.;

AND WHEREAS the Labour Court has submitted to the State Government its award in respect of the said Industrial Dispute;

NOW, THEREFORE, in exercise of the powers conferred by Section 17 of the Industrial Disputes Act, 1947 (Central Act XIV of 1947), the Government of Mysore are pleased to direct the publication of the said award as above, in the *Mysore Gazette*.

[No LMA 288 LLD-67.]

By Order and in the name of the Governor of Mysore,

1598 G. G. PUROHIT, *Under Secy.*